

Business Development Group

MEMORANDUM FOR: Public Notice and Procurement File

FROM: Jennifer Cutshall, Contracting Officer

SUBJECT: Justification and Authorization for Unusual and Compelling Urgency, FAR 6.302-2(a)(2)

UNICOR, Federal Prison Industries is procuring, under the provisions of unusual and compelling urgency, multiple furniture items from J-Squared, Inc. (dba University Loft Company). These items are for UNICOR's customer, Department of Defense Distribution, Public Safety Center, DDJC Tracy, CA. A new Public Safety Center is currently being constructed to replace the base's existing Fire Department facility, which is beyond repair, and is scheduled for demolition beginning September 15, 2014. All existing furnishings in the Fire Department are old and worn, and will be turned in by the base for disposal. In order for demolition to begin as scheduled on the existing Fire Department building, the new Public Safety Center must be completely furnished and functioning prior to the deadline. The needed furniture items must be purchased and delivered prior to September 15th, 2014 in order to meet the base relocation schedule. Should the new Public Safety Center fall behind schedule, the DoD, through a contractual agreement, is required to pay the demolition contractor a fee of \$3,600.00 per day for each day of delay beyond the demolition start date.

University Loft is able to supply all items prior to or by the deadline. Two other vendors were contacted regarding the requirement, and both quoted lead times of between 45-70 days ARO, which puts delivery well beyond the required date.

Purchase Order DJU4500491350 was awarded in accordance with FAR 6.3, Subpart 6.302-2, Unusual and Compelling Urgency. The Contracting Officer has determined the circumstances listed above are justification for an urgent acquisition.

6.302-2, Unusual and Compelling Urgency

(a) Authority

(1) Citations: 10 U.S.C. 2304 (C) (2) OR 41 U.S.C. 253 (C)(2)

(2) When the agency's need for the supplies or services is of such and unusual and compelling urgency that the Government would be seriously injured unless the agency is permitted to limit the number of sources from which it solicits bids or proposals, full and open competition need not be provided for.

(b) Application – this authority applies in those situations where:

(2) delay in award of a contract would result in serious injury, financial or other, to the Government

Reference: Purchase Requisition 1022670505/1022670487

Award date: August 11, 2014